

Hon. Franklin D. Burgess

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MONICA LACROSS,

Plaintiff,

v.

INTERNATIONAL REHABILITATIVE
SCIENCES, INC., d/b/a, RS MEDICAL,
a Washington Corporation,

Defendant.

Case No. C05-5219FDB

**STIPULATION AND ORDER OF
DISMISSAL**

IT IS STIPULATED AND AGREED by the parties that plaintiff's case be dismissed
in its entirety under the following conditions:

1. Plaintiff's federal claim based upon the Americans with Disabilities Act, 42 U.S.C. 2101, *et seq.* be dismissed with prejudice;
2. Plaintiff's state law claims be dismissed without prejudice; and
3. That no costs or attorneys fees are to be awarded to any party.

DATED this 29th day of April, 2005.

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Scott T. Deutsch
WSBA No. 31719
Attorneys for Plaintiff

By: s/ John T. Kugler
John T. Kugler
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Attorneys for Defendant

STIPULATION AND ORDER OF DISMISSAL –
Case No. C05-5219FDB

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ORDER

Based on the foregoing stipulation, it is hereby ORDERED as follows:

1. Plaintiff's federal claim based upon the Americans with Disabilities Act, 42 U.S.C. 2101, *et seq.* is dismissed with prejudice;
2. Plaintiff's state law claims are dismissed without prejudice; and
3. That no costs or attorneys fees are to be awarded to any party.

DONE this 2nd day of May 2005.



FRANKLIN D. BURGESS
UNITED STATES DISTRICT JUDGE

Presented by:

LAW OFFICES OF GREGORY D. FERGUSON, PC

s/ Gregory D. Ferguson

Gregory D. Ferguson, WSBA #21866

Scott T. Deutsch, WSBA #31719

Attorneys for Plaintiff e-mail: greg@greg-ferguson.com

Approved as to form, notice of
Presentation waived:

BURGESS FITZER P.S.

s/ John T. Kugler

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CERTIFICATE OF SERVICE

I hereby certify that on 29th day of April, 2005, I electronically filed the foregoing STIPULATION AND ORDER OF DISMISSAL with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: John T. Kugler, johnk@burgessfitzer.com; and Thomas K Hooper, thooper@hooplaw.com.

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